

JOHNSON UTILITIES, L.

5230 East Shea Boulevard * Scottsdale, Arizona 85
PH: (480) 998-3300; FAX: (480) 483-7908



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2010 APR 30 A 11:35

AZ CORP COMMISSION
DOCKET CONTROL

April 29, 2010

Mr. Steven Olea
Arizona Corporation Commission
1200 W. Washington Street
Phoenix, Arizona 85007

RE: Johnson Utilities, L.L.C.: Compliance with Decision No. 65840, 64062
RE: Annual Water and Wastewater Compliance with ADEQ regulations.
WS-02987A-99-0583; WS-02987A-00-0618; W-02234A-00-0371; W-02859A-00-0774;
W-01395A-00-0784

Dear Mr. Olea:

Pursuant to the above mentioned decisions, Johnson Utilities hereby submits this compliance filing in accordance with the Commission's orders. Enclosed please find the Arizona Department of Environmental Quality's (ADEQ) Compliance Status letters for the Precision, and Anthem Wastewater Treatment Plants attached hereto as Attachments 1, and 2 respectively. Also, enclosed please find the ADEQ's Drinking Water Compliance Status Reports for System 11-128 and 11-136 attached hereto as Attachments 3 and 4 respectively. All 4 letters indicate the water & sewer facilities are in full compliance with ADEQ regulations.

The Section 11 and Pecan Wastewater Treatment Plants currently have outstanding Notices of Violation issued by ADEQ, which have already been submitted to your attention as required. With respect to the open status of the NOV's we respectfully disagree with ADEQ that the mere existence of an NOV establishes that a facility is not in compliance. Once the notice of closure has been issued to us on these facilities, we will submit them along with the compliance status report showing the facilities are in full compliance. We are also awaiting a compliance status report for the San Tan Wastewater Treatment Facility that will be filled once it is received.

Should you have any questions or concerns, please do not hesitate to contact me. Thank you for your time and consideration in this matter.

Arizona Corporation Commission

DOCKETED

APR 30 2010

DOCKETED BY	
<i>KC</i>	<i>MM</i>

Sincerely,

Brian P. Tompsett

Brian P. Tompsett
Johnson Utilities, LLC

Cc: Docket Control
Mr. Brian Bozzo, Compliance Manager
Mr. Jeffery Crockett, Snell & Wilmer

ATTACHMENT 1



Janice K. Brewer
Governor

ARIZONA DEPARTMENT OF ENVIRONMENTAL QUALITY

1110 West Washington Street • Phoenix, Arizona 85007
(602) 771-2300 • www.azdeq.gov



Benjamin H. Grumbles
Director

April 22, 2010

Mr. Gregory H. Brown, P.E.
Johnson Utilities, LLC
5230 E. Shea Blvd, Suite 200
Scottsdale, AZ 85254

RE: Compliance Status for Precision WWTP, Inventory number 105004,
Place ID 138145, Permit number 23124.

Dear Mr. Brown;

Your request for evaluation of compliance status for the above facility is completed. Our records indicate that above facility has aquifer protection permit number 23124 issued on 04/08/2004.

The aquifer protection permits reporting requirements and monitoring results which have been submitted indicate the facility **is in compliance** based on the current information that is available to ADEQ. No enforcement actions are pending.

It should be understood that the compliance status of a facility may change from time to time based upon monitoring results or a facility inspection. Therefore this is based on the most current information available.

Sincerely,

Fred Vakili, EHS- II
Water Quality Data Unit
Water Quality Compliance Section
FAV@AZDEQ.GOV

Northern Regional Office
1801 W. Route 66 • Suite 117 • Flagstaff, AZ 86001
(928) 779-0313

Southern Regional Office
400 West Congress Street • Suite 433 • Tucson, AZ 85701
(520) 628-6733

ATTACHMENT 2



Janice K. Brewer
Governor

ARIZONA DEPARTMENT OF ENVIRONMENTAL QUALITY

1110 West Washington Street • Phoenix, Arizona 85007
(602) 771-2300 • www.azdeq.gov



Benjamin H. Grumbles
Director

April 12, 2010

Mr. Gregory H. Brown, P.E.
Johnson Utilities, LLC
5230 E. Shea Blvd, Suite 200
Scottsdale, AZ 85254

RE: Compliance Status for Anthem WRP, Inventory number 105646,
Place ID 91546, Permit number 45436.

Dear Mr. Brown;

Your request for evaluation of compliance status for the above facility is completed. Our records indicate that above facility has Aquifer Protection Permit number 45436 issued on 04/03/2008.

The Aquifer Protection Permit reporting requirements and monitoring results which have been submitted indicate the facility **is in compliance** based on the current information that is available to ADEQ. No enforcement actions are pending.

It should be understood that the compliance status of a facility may change from time to time based upon monitoring results or a facility inspection. Therefore this is based on the most current information available.

Sincerely,

Fred Vakili, EHS- II
Water Quality Data Unit
Water Quality Compliance Section
FAV@AZDEQ.GOV

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ATTACHMENT 3

Arizona Department of Environmental Quality
Drinking Water Monitoring and Protection Unit
Mail Code 5415B-2
1110 West Washington Street
Phoenix, AZ 85007

Drinking Water Compliance Status Report


System Name	System Type	Is system consecutive?
ANTHEM AT MERRILL RANCH	<input checked="" type="checkbox"/> Community	<input type="checkbox"/> Yes,
System ID #	<input type="checkbox"/> Non-transient Non-community	to PWS #
11128	<input type="checkbox"/> Transient Non-community	<input checked="" type="checkbox"/> No

Overall compliance status	<input checked="" type="checkbox"/> No major deficiencies	<input type="checkbox"/> Major deficiencies
Monitoring and Reporting status	<input checked="" type="checkbox"/> No major deficiencies	<input type="checkbox"/> Major deficiencies
Comments: None		

Operation and Maintenance status	<input checked="" type="checkbox"/> No major deficiencies	<input type="checkbox"/> Major deficiencies
Date of last Sanitary Survey	9-1-09	Inspector Karen Berry, PHX
Major unresolved/ongoing operation and maintenance deficiencies:		
<div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> unable to maintain 20psi <input type="checkbox"/> cross connection/backflow problems <input type="checkbox"/> treatment deficiencies <input type="checkbox"/> certified operator </div> <div style="width: 45%;"> <input type="checkbox"/> inadequate storage <input type="checkbox"/> surface water treatment rule <input type="checkbox"/> ATC/AOC <input type="checkbox"/> other = </div> </div>		
Comments: None		

Is an ADEQ administrative order in effect?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
Comments: None		

System Information			
Population Served	51380		
Service Connections	18350		
Number of Entry Points to the Distribution System	10		
Number of Sources	9		
Initial Monitoring Year	2000		
Monitoring Assistance Program (MAP) System	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/> No

Evaluation completed by	Donna Calderon, Manager  Drinking Water Monitoring and Protection Unit		
Phone	602-771-4641	Date	March 29, 2010
<input checked="" type="checkbox"/>	Based upon data submitted by the water system, ADEQ has determined that this system is currently delivering water that meets water quality standards required by 40 CFR 141/Arizona Administrative Code, Title 18, Chapter 4, and PWS is in compliance.		
<input type="checkbox"/>	Based upon the monitoring and reporting deficiencies noted above, ADEQ cannot determine if this system is currently delivering water that meets water quality standards required by 40 CFR 141/Arizona Administrative Code, Title 18, Chapter 4, and/or PWS is not in compliance.		
<input type="checkbox"/>	Based upon the operation and maintenance deficiencies noted above, ADEQ cannot determine if this system is currently delivering water that meets water quality standards required by 40 CFR 141/Arizona Administrative Code, Title 18, Chapter 4, and/or PWS is not in compliance.		

This compliance status report does not guarantee the water quality for this system in the future, and does not reflect the status of any other water system owned by this utility company.

ATTACHMENT 4

Arizona Department of Environmental Quality
Drinking Water Monitoring and Protection Unit
Mail Code 5415B-2
1110 West Washington Street
Phoenix, AZ 85007

Drinking Water Compliance Status Report


System Name	System Type	Is system consecutive?
ANTHEM AT MERRILL RANCH	<input checked="" type="checkbox"/> Community	<input type="checkbox"/> Yes,
System ID #	<input type="checkbox"/> Non-transient Non-community	to PWS #
11136	<input type="checkbox"/> Transient Non-community	<input checked="" type="checkbox"/> No

Overall compliance status	<input checked="" type="checkbox"/> No major deficiencies	<input type="checkbox"/> Major deficiencies
Monitoring and Reporting status	<input checked="" type="checkbox"/> No major deficiencies	<input type="checkbox"/> Major deficiencies
Comments: None		

Operation and Maintenance status	<input checked="" type="checkbox"/> No major deficiencies	<input type="checkbox"/> Major deficiencies
Date of last Sanitary Survey	2-18-10	Inspector Karen Berry, PHX
Major unresolved/ongoing operation and maintenance deficiencies:		
<input type="checkbox"/> unable to maintain 20psi <input type="checkbox"/> cross connection/backflow problems <input type="checkbox"/> treatment deficiencies <input type="checkbox"/> certified operator <input type="checkbox"/> inadequate storage <input type="checkbox"/> surface water treatment rule <input type="checkbox"/> ATC/AOC <input type="checkbox"/> other =		
Comments: None		

Is an ADEQ administrative order in effect?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
Comments: None		

System Information	
Population Served	3794
Service Connections	1355
Number of Entry Points to the Distribution System	2
Number of Sources	3
Initial Monitoring Year	2008
Monitoring Assistance Program (MAP) System	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No

Evaluation completed by	Donna Calderon, Manager  Drinking Water Monitoring and Protection Unit		
Phone	602-771-4641	Date	March 29, 2010
<input checked="" type="checkbox"/>	Based upon data submitted by the water system, ADEQ has determined that this system is currently delivering water that meets water quality standards required by 40 CFR 141/Arizona Administrative Code, Title 18, Chapter 4, and PWS is in compliance.		
<input type="checkbox"/>	Based upon the monitoring and reporting deficiencies noted above, ADEQ cannot determine if this system is currently delivering water that meets water quality standards required by 40 CFR 141/Arizona Administrative Code, Title 18, Chapter 4, and/or PWS is not in compliance.		
<input type="checkbox"/>	Based upon the operation and maintenance deficiencies noted above, ADEQ cannot determine if this system is currently delivering water that meets water quality standards required by 40 CFR 141/Arizona Administrative Code, Title 18, Chapter 4, and/or PWS is not in compliance.		

This compliance status report does not guarantee the water quality for this system in the future, and does not reflect the status of any other water system owned by this utility company.